

FILED '07 APR 16 11:39 USDC-DRE

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF OREGON

JAMES VERNON SPRAGUE,

Civ. No. 06-1277-TC

Petitioner,

ORDER

V.

STATE OF OREGON,

Defendant.

Magistrate Judge Thomas M. Coffin filed Findings and Recommendation on December 12, 2006, in the above entitled case. The matter is now before the court pursuant to 28 U.S.C. s 636(b)(1)(B) and Fed. R. Civ. P. 72(b). When either party objects to any portion of a magistrate judge's Findings and Recommendation, the district court must make a de novo determination of that portion of the magistrate judge's report. See 28 U.S.C. s 636(b)(1); McDonnell Douglas Corp. v. Commodore Business Machines, Inc., 656 F.2d 1309, 1313 (9th Cir. 1981), cert. denied, 455 U.S. 920 (1982).

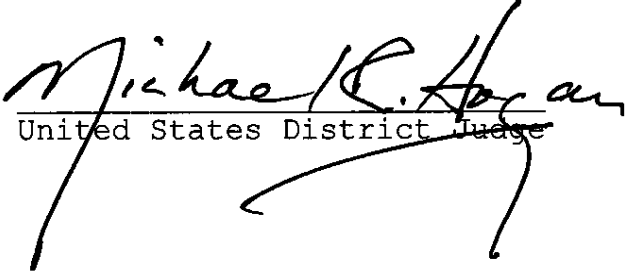
Petitioner timely filed objections. The court has,

therefore, given de novo review of Judge Coffin's rulings.

The court adopts the Findings and Recommendation filed December 12, 2006 [#19] in its entirety. The petition for writ of habeas corpus [#1] is denied. This proceeding is dismissed.

IT IS SO ORDERED.

DATED this 16th day of April, 2007.


United States District Judge